

1 THOMAS M. HERLIHY (SBN 83615)  
2 JOHN T. BURNITE (SBN 162223)  
3 WILSON, ELSEER, MOSKOWITZ, EDELMAN & DICKER LLP  
4 525 Market Street, 17<sup>th</sup> Floor  
5 San Francisco, CA 94105-2725  
6 Tel.: (415) 433-0990  
7 Fax: (415) 434-1370  
8 Email: [herlihy@wilsonelser.com](mailto:herlihy@wilsonelser.com)  
9 [john.burnite@wilsonelser.com](mailto:john.burnite@wilsonelser.com)

10 Attorneys for Defendants  
11 UNUM GROUP (previously known as  
12 UNUMPROVIDENT CORPORATION),  
13 THE PAUL REVERE LIFE INSURANCE COMPANY,  
14 and NEW YORK LIFE INSURANCE COMPANY

11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA

14 LEWIS G. SHEPLER II, M.D.

15 Plaintiff,

16 vs.

17 UNUMPROVIDENT CORPORATION; THE  
18 PAUL REVERE LIFE INSURANCE  
19 COMPANY and UNUM GROUP, inclusive,

20 Defendant.

) Case No.: C08-00240 MEJ

) **STIPULATION RE EXTENSION OF**  
) **TIME TO RESPOND TO PLAINTIFF'S**  
) **COMPLAINT**

Pursuant to Northern District Local Rule 6-1(a), the parties, plaintiff Lewis G. Shepler II, M.D. and defendants Unum Group (previously known as UnumProvident Corporation), The Paul Revere Life Insurance Company, and New York Life Insurance Company ("defendants"), hereby stipulate that defendant shall have an extension to respond to the Complaint up to and including January 29, 2009.

**IT IS SO STIPULATED.**

KNOX RICKSEN, LLP

Dated: December \_\_, 2008

By \_\_\_\_\_/s/\_\_\_\_\_  
Thomas E. Fraysse  
Attorney for Plaintiff  
LEWIS G. SHEPLER II, M.D.

WILSON, ELSER, MOSKOWITZ, EDELMAN &  
DICKER LLP

Dated: December \_\_, 2008

By \_\_\_\_\_/s/\_\_\_\_\_  
Thomas M. Herlihy  
John T. Burnite  
Attorney for Defendants  
UNUM GROUP (Previously known as  
UNUMPROVIDENT CORPORATION),  
THE PAUL REVERE LIFE INSURANCE  
COMPANY and NEW YORK LIFE  
INSURANCE COMPANY

**ORDER**

IT IS SO ORDERED that defendants have up to and including January 29, 2009 to respond to plaintiff's complaint.

Date: December 5, 2008

  
UNITED STATES MAGISTRATE JUDGE